GOVERNMENT OF INDIA
PERSONNEL,PUBLIC GRIEVANCES AND PENSIONS
LOK SABHA

STARRED QUESTION NO:150
ANSWERED ON:24.07.2002
MEMORANDA ON RESERVATION
RAMDAS ATHAWALE

Will the Minister of PERSONNEL,PUBLIC GRIEVANCES AND PENSIONS be pleased to state:

(a) the details of the Office Memoranda related to reservation in regard to which amendments have been made by bringing bills in the Parliament till date;

(b) whether various Ministries/Departments have started implementation in compliance with the amendments;

(c) if so, the details thereof; and

(d) if not, the names of the Ministries/Departments/Undertakings which have not started implementation of the revised Office Memoranda alongwith the reasons therefor?

Answer

THE MINISTER OF STATE OF THE MINISTRY OF SMALL SCALE INDUSTRIES, MINISTER OF STATE IN THE MINIS PERSONNEL, PUBLIC GRIEVANCES AND PENSIONS, MINISTER OF STATE IN THE MINISTRY OF PLANNING AND M OF STATE IN THE DEPARTMENTS OF ATOMIC ENERGY AND SPACE. (SMT.VASUNDHARA RAJE)

(a): Amendments to the Constitution have been made for the subject matter of reservation pertaining to three Office Memoranda. Details are indicated below:-

(i) Eighty-first Amendment to the Constitution was made to neutralize the effect of Memorandum dated 29.08.1997 which had prescribed that 50% ceiling for reservation would apply to backlog vacancies also.

(ii) Eighty-second Amendment to the Constitution was made to neutralize the effect of Memorandum dated 22.7.1997 whichhad done away with the relaxation in qualifying marks and standards of evaluation in the matters of promotion for the candidates for SCs/STs.

(iii) Eighty-fifth Amendment to the Constitution was made to neutralize the effect of Memorandum dated 30.1.1997 which had provided that a general candidate will catch up his seniority over SC/ST candidates promoted earlier by virtue of reservation.

(b)&(c): Suitable instructions have been issued to all Ministries/Departments vide O.M. dated 20.7.2000, 3.10.2000 and 20.1.2002 respectively. The respective Ministries/Departments of the Government comply with these instructions in the relevant cases.

(d): No specific report regarding non-implementation of revised office memoranda has been received.